

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

JOHN BONELL, individually and on behalf of a)
class of similarly situated individuals,)

Plaintiffs,)

v.)

COFFEE MEETS BAGEL, INC., a Delaware)
corporation,)

Defendant.)

Case No. 1:19-cv-02339

Honorable John Robert Blakey

**DEFENDANT COFFEE MEETS BAGEL, INC.'S MOTION TO DISMISS AND
MOTION TO TRANSFER PLAINTIFF'S CLASS ACTION COMPLAINT**

Defendant Coffee Meets Bagel, Inc. (“CMB”) hereby moves to dismiss Plaintiff’s Class Action Complaint for failure to state a claim pursuant to Federal Rule of Civil Procedure 12(b)(6) or, in the alternative, to transfer Plaintiff’s case to the District of Delaware pursuant to 28 U.S.C. 1404.

In support of its motion, CMB submits, contemporaneously herewith, its Memorandum of Points and Authorities, the Declaration of David Miller in Support of CMB’s Motion to Dismiss and Motion to Transfer Plaintiff’s Class Action Complaint and all exhibits thereto.

WHEREFORE, CMB respectfully requests that the Court enter an order dismissing Plaintiff’s Class Action Complaint with prejudice or, in the alternative, transferring Plaintiff’s case to the District of Delaware, and for any other relief this Court deems appropriate.

Dated: May 13, 2019

/s/ Steven P. Mandell
Steven P. Mandell

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CERTIFICATE OF SERVICE

The undersigned, an attorney, certifies that a true and correct copy of **DEFENDANT COFFEE MEETS BAGEL, INC.’S MOTION TO DISMISS AND MOTION TO TRANSFER** was served via electronic filing on May 13, 2019, on the following party of record:

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